

**VILLAGE OF SUFFERN**

**LOCAL LAW NO. 6 of 2021**

**A LOCAL LAW AMENDING CHAPTERS 1, 205 AND 266 OF THE CODE OF  
THE VILLAGE OF SUFFERN,  
REGARDING PENALTIES FOR OFFENSES**

**BE IT ENACTED** by the Board of Trustees of the Village of Suffern as follows:

**Section 1.** Chapter 1, Section 1-12 of the Code of the Village of Suffern is hereby amended as follows:

**§ 1-12 Penalties for offenses against Code provisions.**

Except where specifically provided elsewhere, any person found guilty of a violation of any provision of the Code of the Village of Suffern shall, upon conviction or a plea of guilty, be punished by a fine up to \$2,500. Any person found guilty of a second offense of the Code of the Village of Suffern within 18 months of the date of the first conviction or plea of guilty shall be punished by a fine of not less than \$2,500 and not more than \$5,000. Any person found guilty or pleading guilty to a third offense of any provision of the Code of the Village of Suffern within 18 months of the date of the second conviction or plea of guilty shall be punished by a fine of not less than \$10,000 and not more than \$15,000. Each week's continued violation shall constitute a separate additional violation hereunder.

**Section 2.** Chapter 205, Section 205-7 of the Code of the Village of Suffern is hereby amended as follows:

**§ 205-7 Penalties for offenses.**

A. Any person failing to comply with a lawful order pursuant to this chapter or committing an offense in violation of any provision of this chapter shall be guilty of a violation punishable by a fine not exceeding \$5,000, or by community service in an amount deemed appropriate by the court.

B. The continuation of an offense against the provisions of this chapter shall constitute, for each week the offense is continued, a separate and distinct offense hereunder.

C. Failure to comply with the direction of any official of the Village of Suffern when notice has been provided in accordance with § 205-7 shall constitute a separate and distinct offense hereunder.

**Section 3.** Chapter 266, Section 266-51 of the Code of the Village of Suffern is hereby amended as follows:

**§ 266-51 Penalties for offenses.**

A. Penalties. Any person who shall violate any provision of this Zoning Law or any other regulation made under authority conferred thereby, or who shall build or alter any structure or use any land in violation of any statement or plan submitted and approved thereunder, or who shall knowingly assist therein, shall be liable to a fine of not more than \$5,000. Each week's continued violation shall constitute a separate and additional violation. In addition to the foregoing provisions, the Village shall have such other remedies for any violation or threatened violation of this Zoning Law as are now or may hereafter be provided by law. The application of any above penalty shall not be held to prevent any action under § 266-51B of this Zoning Law.

B. Prevention. In case any lot is used or building or structure is erected, constructed, altered or maintained in violation of this Zoning Law, any regulation made pursuant thereto or any detailed statement or plan submitted and approved thereunder, in addition to other lawful remedies, any appropriate action or proceedings may be instituted to prevent such unlawful use, erection, construction, alteration or maintenance, to restrain, correct or abate such violation, to prevent the occupancy or use of such structure or land or to prevent any illegal act, conduct, business or use in or about such premises. Whenever the Building Inspector has reasonable grounds to believe that work on any building, structure or lot is being performed in violation of the provisions of this Zoning Law or not in conformity with any regulation made pursuant thereto or not in compliance with any detailed statement or plan submitted and approved thereunder or in an unsafe and dangerous manner, he may issue a stop-work order pursuant to the provisions of this Zoning Law.

C. Noncompliance with orders. Any person who shall violate any order of the Building Inspector or Code Enforcement Officer, issued under this Zoning Law shall be deemed to have violated this Zoning Law. Any person failing to comply with an order within the time stated therein shall be deemed guilty and fined. Each week of continuance of a violation shall constitute a separate and distinct offense hereunder.

#### **Section 4. Severability.**

If any clause, sentence, paragraph, subdivision, or part of this local law, or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Article or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

#### **Section 5. Effective Date.**

This local law shall take effect immediately upon filing with the Secretary of State.